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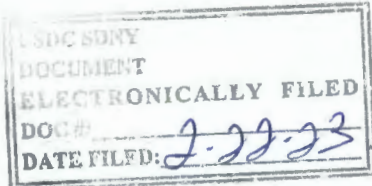
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February 21, 2023

Via ECF

The Honorable Lewis A. Kaplan,
United States District Court for the Southern District of New York,
500 Pearl Street,
New York, NY 10007.

Re: *Cervecería Modelo de México, S. de R.L. de C.V., and*
Trademarks Grupo Modelo, S. de R.L. de C.V. v. CB Brand
Strategies, LLC, et al., No. 1:21-CV-01317-LAK (S.D.N.Y.)

Your Honor:

I write on behalf of Plaintiffs Cervecería Modelo de México, S. de R.L. de C.V. and Trademarks Grupo Modelo, S. de R.L. de C.V. ("Modelo"), pursuant to Federal Rule of Civil Procedure 5.2(d), Paragraphs 5.1 and 6.2 of the Stipulated Protective Order and Confidentiality Stipulation ("Protective Order," ECF No. 47), and Your Honor's Individual Rules of Practice, to request leave to file under seal Modelo's letter to the Court dated February 21, 2023.

Under the Protective Order, the parties may designate certain documents as "Confidential" or "Highly Confidential" and restrict their dissemination and disclosure. (See Protective Order ¶¶ 1.1, 1.2.) If a court filing contains, paraphrases, summarizes, or otherwise discloses "Confidential" or "Highly Confidential" material, it must be filed under seal. (*Id.* ¶ 5.1.)¹

The sealed document includes deposition testimony from a fact witness that Defendants have been designated Highly Confidential in whole.

¹ "Any court filing containing, paraphrasing, summarizing, or otherwise disclosing Confidential or Highly Confidential Material must be filed under seal in compliance with the Local Rules of the United States Court for the Southern District of New York and Rules 1 and 2 (pp. 4-5) of Judge Kaplan's Individual Rules." (Protective Order ¶ 5.1.)

The Honorable Lewis A. Kaplan

-2-

In order to summarize the relevant facts and legal issues, Modelo believes it needs to reference the above-listed document in its letter. For the foregoing reasons, Modelo respectfully requests that its motion for leave to file under seal be granted.

Respectfully,

/s/ Michael H. Steinberg

Michael H. Steinberg

(Enclosures)

cc: *All counsel* (via ECF)

Granted
SO ORDERED *le*
LEWIS A. KAPLAN, USDC